IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPEAL NO.440 OF 2003

The State of Maharashtra ...Appellant
vs.
Sunil Dashrath Tekawade & Ors. ...Respondents

CORAM: A.S.OKA,J.
DATE : AUGUST 19, 2006.

P.C.:

1. Heard learned A.P.P. appearing for the Appellant on the prayer for grant of leave to prefer an Appeal. By the impugned Judgment and Order the Respondents-accused have been acquitted for offence under sections 498-A, 323, 504, 506 read with section 34 of the Indian Penal Code.

2. After having heard the learned A.P.P. appearing for the Appellant and after perusing the impugned Judgment, I find that no case is made out for grant of leave. After considering the evidence of witnesses the learned Trial Judge has held that there is absolutely no case made out of commission of offence alleged against the accused persons. The learned Advocate for the Respondents has placed on record that subsequently the marriage between the first informant and the first Respondent has been dissolved by mutual consent. The view taken by the learned Judicial Magistrate is a possible view which could have been taken on the basis of the evidence on record. No case is made out for grant of leave. Appeal is dismissed.

JUDGE